

AGENDA FOR THE NHLC
DIVISION OF ENFORCEMENT & LICENSING MEETING
FOR THURSDAY, JANUARY 22, 2015

1. **HEARINGS TO BE HELD AT THE LIQUOR COMMISSION, 50 STORRS STREETS, CONCORD, NH:**

None

HEARINGS TO BE HELD AT THE OFFICES OF THE PUBLIC UTILITIES COMMISSION, WALKER BUILDING, 21 SOUTH FRUIT STREET, CONCORD, NH:

February 19, 2015 @ 9:30 a.m.:

- a. Foresters' Club Of Newport, 38 Maple Street, Newport, NH.
Social Club License #16201 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 179:19, VI/RSA 647:2 – allowed gambling and wagering on the premises.
Date of violation: July 11, 2014.
Case #: 14-269-OF.

February 19, 2015 @ 10:00 a.m.:

- b. Arena Sports Bar & Nightclub, 53 High Street, Nashua, NH.
Restaurant Full Service With Lounge License #1453303 licensed pursuant to
RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was
visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: February 1 - 2, 2013.
Case #: 14-116-OF.

February 19, 2015 @ 10:30 a.m.:

- c. Singin' Bowl, 10 Bridge Street #4, Pelham, NH.
Cigar Bar On-Premise Beverage/Wine/Liquor/Cigar License #401606 licensed pursuant to
RSA 178:20-a.
Cited for violation of RSA 178:20-a, II – failed to generate 60% of its quarterly gross revenue from the sale
of cigar-related products which are limited to cigars, humidors, cigar cutters, cigar cutters and cases,
lighters and ashtrays.
Date of violation: February 6, 2014.
Case #: 14-42-OF.

February 19, 2015 @ 11:00 a.m.:

- d. Pacific Fusion Restaurant, 356 D.W. Highway, Merrimack, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1442203 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was
visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Date of violation: July 26, 2014.
Case #: 14-265-OF.

Date to be determined:

- e. Club 550, 2025 White Mountain Highway, North Conway, NH.
Sports Entertainment License #2503005 licensed pursuant to RSA 178:22, V(u)(1).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violations: May 25, 2014.
Case #: 14-170-OF.

THE LICENSEE REQUESTED AND WAS GRANTED A CONTINUANCE.

Date to be determined:

- f. Club Social, 240 Main Dunstable Road, Nashua, NH.
Social Club License #16501 licensed pursuant to RSA 178:22, V(h).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises – 3 counts.
Dates of violations: July 18, 2013 – the present & May 3, 2014.
Case #s: 14-91-OF & 14-170-OF.

THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A MOTION TO CONTINUE.

Date to be determined:

- g. Jade Palace, 28 Portsmouth Avenue, Stratham, NH.
Restaurant Full Service With Lounge License #1476403 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests.
Date of violations: March 6, 2014.
Case #: 14-90-OF.

THE DIVISION OF ENFORCEMENT REQUESTED AND WAS GRANTED A MOTION TO CONTINUE.

Date to be determined:

- h. Zaboo, 24 Depot Street, Manchester, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1494103 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:5, I – served or sold alcoholic beverage to an underage person.
Cited for violation of RSA 179:44, I – gave away free drinks to customers, patrons, members or guests.
Dates of violations: October 31, 2014 & September 6, 2014.
Case #s: 14-413-OF & 14-338-OF.

THE LICENSEE FILED A MOTION TO CONTINUE WHICH WAS GRANTED IN PART; NEW DATE TO BE DETERMINED.

SETTLEMENT PENDING.

2. NOTIFICATION OF DISCIPLINARY ACTION:

Honey Pot Bar & Lounge, 920 Lafayette Road, Seabrook, NH.
Restaurant Full Service With Lounge License #1411603 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:5, I - served or sold an alcoholic beverage to an individual who was visibly intoxicated or who a reasonable and prudent person would know is intoxicated.
Cited for violation of RSA 179:17 – allowed the sale and consumption of alcoholic beverage on the premise after the expiration of the serving hour.
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Cited for violation of RSA 179:51 – failed to maintain an orderly premise – 3 counts.
Date of violations: February 9, 2014, April 5, 2014, February 21, 2014.
Case #: 14-50-OF, 14-66-OF & 14-186-OF.
For violation of RSA 179:5, I, \$500 administrative fine, four (4) points shall be assessed to the liquor license, the license to sell alcohol shall be suspended for three (3) days held in abeyance for twelve (12) months pending no like violation; for all other violations, \$850 administrative fine; the violation history for license #1411603 shall carry over to the next liquor license the licensees are issued.
TABLED UNTIL 1/29/15 MEETING.

3. NOTIFICATION OF NON-CONTESTED TITLE XIII VIOLATION FINES PAID IN FULL:

- a. Chuck Saunders, Ebay State Wine, 38 Thornhill Road, Stratham, NH.
Liquor/Wine Representative License #37835 licensed pursuant to RSA 178:10.
Cited for violation of RSA 179:20, II – allowed an employee to consume alcoholic beverage while working.
Date of violation: October 11, 2014.
Case #: 14-447-OF.
\$100 administrative fine paid.
- b. Fiesta Jalico Mexican Restaurant, 1465 White Mountain Highway, N. Conway, NH.
Restaurant On-Premise Beverage/Wine/Liquor License #1443303 licensed pursuant to RSA 178:21.
Cited for violation of RSA 179:23, IV – failed to have an affidavit on file with the Commission for the person in charge of the premises.
Date of violation: December 6, 2014.
Case #: 14-458-OF.
\$250 administrative fine paid.
- c. Mike Libby's Bar & Grill, 47 Main Street, Durham, NH.
Restaurant Full Service With Lounge License #1345603 licensed pursuant to RSA 178:21, II(a)(1)/RSA 178:22, V(q).
Cited for violation of RSA 179:51 – failed to maintain an orderly premise.
Date of violation: October 11, 2014.
Case #14-391-OF.
\$250 administrative fine paid.

4. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

- a. AJ BP LLC, 3 Ten Rod Road, Rochester, NH 03867.
To be issued Combination Off-Premise Beverage, Wine and Tobacco License #3323547 pursuant to RSA 178:18.
30 Day Temporary License issued: 1/12/2015.
- b. Cat N' Fiddle, Inc., 94 Fort Eddy Road, Concord, NH 03301.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1499803 pursuant to RSA 178:21.
30 Day Temporary License issued: 1/14/2015.

- c. Perez, San Juana DBA Juanita's Restaurant, 199 Route 13, Brookline, NH 03033.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1499703 pursuant to RSA 178:21.
- d. Seacoast Science Center, Inc., 570 Ocean Boulevard, Rye, NH 03870.
To be issued off sale special licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor pursuant to RSA 178:17, II.
Event date: 2/5/2015.
- e. W & G Steakhouse, Inc. DBA Koto Steakhouse Asian Bistro, 360 Winchester Street, Keene, NH 03431.
To be issued Restaurant On-Premise Beverage, Wine and Liquor License #1501103 pursuant to RSA 178:21.
30 Day Temporary License issued: 1/15/2015.
- f. Zyacorp Entertainment II LLC DBA Cinemagic Stadium 10, 2454 Lafayette Road, Portsmouth, NH 03801.
To be issued Restaurant On-Premise Beverage and Wine License #1479303 pursuant to RSA 178:20.

5. LICENSE APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

6. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION APPROVAL:

TOTAL NUMBER OF ACTIVE DIRECT SHIPPER PERMITS ENDING JANUARY 20, 2015: 1,011

- a. American Vintage Beverage, Inc. DBA Jefferson Beverage Co., 328 South Jefferson Street, Suite 1070, Chicago, IL, 60661.
To be issued Liquor and Wine Vendor License #111245 pursuant to RSA 178:9.
30 Day Temporary License issued: 1/14/2015.
- b. Forman, Richard DBA Forman Vineyard, 1501 Big Rock Road, St. Helena, CA 94574.
Direct Shipper Permit pursuant to RSA 178:27.
- c. Vintage Collectibles LLC DBA Collectible Fine Wine, 1011 2nd Street, Suite 100, Santa Rosa, CA 95404.
Direct Shipper Permit pursuant to RSA 178:27.

7. SOLICITORS/REPRESENTATIVE & DIRECT SHIPPER APPLICATIONS RECOMMENDED FOR COMMISSION DENIAL:

None

8. CANCELLATION OF PERMITS FOR COMMISSION APPROVAL:

None

9. NOTIFICATION OF APPROVED PETITIONS:

None

10. NOTIFICATION OF APPROVED FELON EXCEPTIONS:

None

11. NOTIFICATION OF DENIED FELON EXCEPTIONS:

Bon Bons Mobil, 160 DW Highway, Merrimack, NH.
Combination Off-Premises Beverage/Wine/Tobacco License #3232347 licensed pursuant to
RSA 178:18/RSA 126-K:4.
Requested approval for a Felon Exception for Amber Reinhardt as a Person In Charge pursuant to
RSA 178:4, RSA 179:23 and Liq. 404.06(c).
Case #: 14-375-OF.
DENIED DUE TO INCOMPLETE PACKET.

12. NOTIFICATION OF COMPLIANCE CHECKS SCHEDULED WITHIN NINETY (90) DAYS:

None

13. NOTIFICATION OF COMPLIANCE CHECKS:

None

14. NOTIFICATION OF HEARING RESULTS:

None

15. MISCELLANEOUS ITEMS FOR COMMISSION APPROVAL:

None

16. MISCELLANEOUS ITEMS FOR INFORMATION ONLY:

Beer Distributors of NH, NH Historical Society, 30 Park Street, Concord, NH 03301.
To be issued off sale special licenses for Voluntary Nonprofit Organizations Beverage/Wine/Liquor
pursuant to RSA 178:17, II.
Event date: 1/13/2015.
Recommendation: Expedited approval.
Commission approved on 1/9/2015.